

Application Serial No. 10/715,623
Reply to Office Action of January 11, 2008

PATENT
Docket: CU-3456

REMARKS

In the Office Action, dated January 11, 2008, the Examiner states that Claims 1-9 are pending and Claims 1-9 are rejected. By the present Amendment, Applicant amends the claims.

In the Office Action, Claims 1 and 4 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. The Applicant has amended the Claims to recite "which condition of the signal is used for write power compensation" to overcome the rejection.

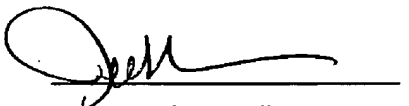
Claims 1-2, 4-5, 7 and 8 are rejected under 35 U.S.C. § 102(b) as being anticipated by Miyata (U.S. 6,052,347). Claims 3, 6, and 9 are rejected under 35 U.S.C. § 103 as being unpatentable over Miyata. The Applicant has amended Claim 1 to claim the optical disk is configured to perform WPC. The Applicant believes this amendment overcomes the rejections to the claims because Miyata does not disclose WPC, it discloses OPC as has been indicated in the previous responses. In the present invention, the optimum recording powers are determined by reading the recorded signals (see paragraph 0073-0074), and therefore, it is unnecessary to set OPC area for each zone. In contrast, in Miyata, each OPC area is set for each zone, and optimum powers are determined by performing trial recording. Therefore, because Miyata only discloses OPC, the Applicant believes the present amendment overcomes the present anticipation and obviousness rejections.

In light of the foregoing response, all the outstanding rejections are considered overcome. Applicant respectfully submits that this application should now be in condition for allowance and respectfully requests favorable consideration.

Respectfully submitted,

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Date



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